

1 be consolidated with the final hearing on the merits, and (3) a third set by both parties relating
2 directly to the issue of arbitrability.

3 2. On the issue of discovery, Plaintiff expects to file a motion for an order authorizing
4 the parties to engage in immediate discovery on the issue of arbitrability, and Defendant expects to
5 file a motion for protective order concerning discovery. Because these motions filed by Plaintiff and
6 Defendant go to critical procedural aspects of this case, the parties agree that they have substantial
7 case law and argument to present to this Court. In an effort to address both, the parties stipulate and
8 jointly request that the Court allow the following page limits in filing their respective motions
9 concerning discovery. Plaintiff's memorandum in support of its motion for an order authorizing the
10 parties to engage in immediate discovery on the issue of arbitrability shall be limited to 20 pages,
11 double-spaced, the response by Defendant thereto shall be limited to 6 pages, double-spaced, and
12 no reply shall be filed by Plaintiff. Similarly, Defendant's memorandum in support of its motion for
13 protective order shall also be limited to 20 pages double-spaced, Plaintiff's response thereto shall
14 be limited to 6 pages, double-spaced, and no reply shall be filed by Defendant. The parties further
15 stipulate that if this Court adopts these proposed page limits, they will file these discovery motions
16 not later than 11 calendar days following the entry of the Court's order on this stipulated motion

17 3. On the issue of arbitrability, Plaintiff expects to file a motion for preliminary
18 injunction, and Defendant expects to file a motion to compel arbitration. The parties have substantial
19 case law to present to this Court on these motions. These motions are potentially dispositive of this
20 case and are akin to a motion for summary judgment, for which the Court allows 25 pages.
21 Accordingly, the parties stipulate and respectfully request that the parties be allowed a 25-page limit,
22 double-spaced, for each of these motions. They further stipulate and agree that, if this Court adopts
23 the parties' stipulation, they will file their respective motions not later than 11 calendar days
24 following the Court's ruling on this stipulated motion.

25 4. The parties stipulate and agree that, if this Court adopts the parties' stipulation,
26 ONESCO will file its motion to consolidate preliminary injunction and final hearing on the merits
27 simultaneously with its motion for preliminary injunction.

28

1 WHEREFORE, the parties jointly request that this Court adopt this joint stipulation.

2 SO STIPULATED.

3 Dated August 27, 2007

GOODMAN & NEKVASIL, P.A.

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